UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

ATIYA HARRIS; RAFAEL SEVERINO; RAFAEL SEVERINO, JR., an infant under the age of eighteen (18) years of age by his father and natural guardian, RAFAEL SEVERINO; and RACHELLE SEVERINO, An infant under the age of eighteen (18) years of age By his father and natural guardian, RAFAEL

SEVERINO,

Plaintiffs,

-against-

STACEY D. WARE,

5 138

DISCLOSURE STATEMENT

IN CLERK'S OFFICE

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BROOKLYN OFFICE

POHORELSKY, M.

Defendant.

Pursuant to Rule 9 of the General Rules of the Eastern District of New York and to enable judges and magistrate judges of the court to evaluate possible disqualification or recusal, the undersigned counsel of record for a private (non-governmental) party certifies that the following are corporate parents, subsidiaries, or affiliates of that party which are publicly held:

None

DATED: New York, NY April 20, 2004

Respectfully submitted,

McDONALD, CARROLL, COHEN & RAYHILL

Attorneys for Defendant STACEY D. WARE One Whitehall Street New York, NY 10004-2109 Phone: (212) 248, 9100

Phone: (212) 248-9100

Fax Nos: (212) 510-9257, 510-9258,

FILE NO. Q4NY00809

By:

ROBERT F. McCARTHY (RM-9676)

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TO: SANFORD L. PIROTIN, P.C., Attorneys for Plaintiff 323 Madison Street Westbury, NY 11590 (516) 333-2553

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
CITY OF NEW YORK)
COUNTY OF NEW YORK)

LAURIE ANN LEPORE being duly sworn deposes and says, that she is employed by McDONALD, CARROLL, COHEN & RAYHILL, the attorneys for the within named defendant – **STACEY D. WARE**. That on April 20, 2004 the served the within DISCLOSURE STATMENT upon the following:

SANFORD L. PIROTIN, P.C., Attorneys for Plaintiff 323 Madison Street Westbury, NY 11590 (516) 333-2553

by depositing a true copy of the same securely enclosed in a post-paid wrapper in the Post Office Box regularly maintained by the United States Government at One Whitehall Street, in said County of New York directed to said attorneys for the named above, that being the address within the state designated by them for the purpose upon the preceding papers in this action, or the place where they then kept an office, between which places there then was and now is a regular communication by mail.

Deponent is over the age of 18 years and is not a party to the action.

LAURIE ANN LEPORE

Sworn to before me on April 20, 2004

....

VERONICA SANTIAGO
Notary Public, State of New York
No. 01SA6006631
Qualified in Bronx County,
Commission Expires May 4